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Docket No.: 713-1003

NOV 04 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of

Christian BAUER

: Confirmation No. 9896

U.S. Patent Application No. 10/767,745

: Group Art Unit: 3632

Filed: January 30, 2004

: Examiner: ALFRED J. WUJCIAK

For: RETAINING MEMBER

NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop Appeal Brief - Patents
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner finally rejecting claims 1 and 12-32.

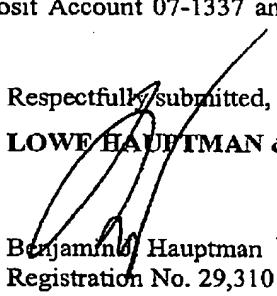
Appeal Fee:	\$500.00
Extension Fee:	\$120.00

- Petition for Extension of Time attached.
 Credit Card Authorization form attached.
 Charge to Deposit Account No. 07-1337.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

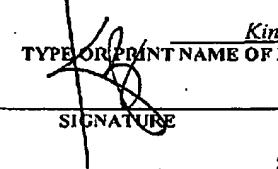
Respectfully submitted,

LOWE HAUPTMAN & BERNER, LLP


 Benjamin Hauptman
 Registration No. 29,310

11/07/2005 MBINAS 00000038 10767745

01 FC-1401
 CERTIFICATION OF FACSIMILE TRANSMISSION 500.00 OP
 I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMILE TRANSMITTED
 TO THE PATENT AND TRADEMARK OFFICE ON THE DATE SHOWN BELOW

Kindra Bryant
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 SIGNATURE _____ November 4, 2005
 DATE

571-273-8300
 FACSIMILE NUMBER

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 Date: November 4, 2005

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